GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Establishment – Engineering – PH&ME Department – Appointment of Sri N.Chennakesava Reddy, Executive Engineer, Public Health Division, Kadapa by promotion to the post of Superintending Engineer on temporarily on adhoc basis – Orders – Issued.

MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT (C1) DEPARTMENT

G.O.RT.No. 803 **Dated: 09-10-2024**

Read the following :-

1. G.O.Rt.No.903, MA&UD (Vig.III) Department, Dated:21.12.2017.
2. G.O.Rt.No.113, MA&UD (Vig.III) Department, Dated:17.03.2021.
3. Inquiry Report received from Sri P.Ananda Rao, the then CE, APSAC vide Letter.No.9/Puliendula/Allegations/Enquiry/2022, dt.8.11.2022.
4. Orders of the Hon'ble High Court dt.12.08.2022 in WP No.25339 of 2022 filed by Sri N.Chennakesava Reddy, Executive Engineer, Kadapa.
5. From the Engineer-in-Chief, Public Health, Tadepalli Letter. No.3339/ CS1/2023, Dated:13.12.2023.
6. G.O.Ms.No.44, MA&UD (C1) Department, Dated:11.03.2024.
7. From the Engineer-in-Chief, Public Health, Tadepalli Letter. No.8119/ CS1/2023, Dated:05.08.2024.
8. Orders of the Hon'ble High Court dt.29.08.2024 in WP No.15813 of 2024 filed by Sri N.Chennakesava Reddy, Executive Engineer, Kadapa.

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O R D E R:-

In the reference 1st read above, based on the V&E report, among others charges were framed against Sri N.Chennakesava Reddy on the allegations of committing certain irregularities in execution of Under Ground Drainage and Traffic & Transportation Plan works of Pulivendula Municipality. In the reference 2nd read above, the Inquiry Officer has been appointed to inquire into the charges framed against the above individual. In the reference 3rd read above, the Inquiring Authority has furnished Inquiry Report duly stating that the charges are held not proved against the individual in the inquiry.

2. In the reference 4th read above, the Hon'ble High Court in its orders dt.12.08.2022 in WP No.25339/2022 filed by Sri N.Chennakesava Reddy, Executive Engineer has directed the respondents "to consider the case of the petitioner for promotion to the post of Superintending Engineer in terms of G.O.Ms.No.257, Dt.10.06.1999".

3. In the reference 5th read above, the Engineer-in-Chief, Public Health has furnished the panel proposals for consideration of the promotions from Executive Engineers to the post of Superintending Engineers for the panel year 2023-2024. The proposals along with the orders of the Hon'ble High Court dt.12.8.2022 in WP No.25339/2022 have been placed before the Departmental Promotion Committee (DPC) which met on 04.03.2024. After going through the available ACRs, relevant records, and other material papers with due respect to the above orders of the Hon'ble High Court among others, the DPC has recommended that the name of Sri N.Chennakesava Reddy, Executive Engineer be included in the panel 2023-24 and his promotion be deferred until termination of the disciplinary proceedings pending against him in terms of G.O.Ms.No.424, G.A. (Ser.C) Department, dt.15-04-1976 read with G.O.Ms.No.257, G.A. (Ser.C) Department, dt.10-06-1999. Accordingly, the recommendations of the DPC has been approved through the reference 6th read above.

P.T.O.

4. In the reference 7th read above, the Engineer-in-Chief, Public Health, Tadepalli has reported that in the same disciplinary case certain similarly situated persons were

considered for promotion to the next higher cadre based on the High Court orders. He has further reported that Sri N.Chennakesava Reddy, Executive Engineer, Public Health Division, Kadapa has also filed WP No.15813/2024 before the Hon'ble High Court and he has requested the Government to consider promotion of the individual to prevent further legal repercussions.

5. In the reference 8th read above, the Hon'ble High Court in its orders dated:29.08.2024 in WP No.15813 of 2024 filed by Sri N.Chennakesava Reddy, Executive Engineer, Public Health Division, Kadapa has directed the respondents to "consider the petitioner's case for promotion if he is in the zone of consideration, without reference to the charge memo issued vide G.O.Rt.No.903, dt.21.12.2017".

6. After careful examination of the matter, keeping in view the orders of the Hon'ble High Court and the report of the Engineer-in-Chief, Public Health and also as the charges were held not proved in the inquiry against Sri N.Chennakesava Reddy, Executive Engineer, PH Division, Kadapa, Government hereby promote Sri N.Chennakesava Reddy (RP No.85 in the panel year 2023-2024), Executive Engineer, Public Health Division, Kadapa to the post of Superintending Engineer (Public Health) on temporarily on adhoc basis in the scale of pay of Rs.101970-174790 with usual pay and allowances applicable to the post from time to time under rule 10 (a) of AP State and Subordinate Service Rules,1996 with immediate effect, subject to the directions /outcome of OAs/WPs/WAs/ RPs/ CAs/SLPs etc. if any, pending before the Tribunal/ Courts etc.

7. The above appointment by promotion to the post of Superintending Engineer on adhoc purely on temporary basis, subject to finalization of the seniority and directions/outcome of OAs/WPs/WAs/RPs/CAs/ SLPs etc. if any pending before the Hon'ble Courts and also the disciplinary cases contemplated against him and his adhoc promotion be supersede, if the charges held proved and punishments are imposed. He is liable to be replaced and reverted without assigning any reason and without any notice.

8. The Executive Engineer appointed as Superintending Engineer in para (6) above should join the post of Superintending Engineer within 15 days from the date of receipt of the order, failing which he shall forego his promotion both for the present and future as per rule 11 (b) of AP State and Subordinate Service Rules, 1996.

9. The Engineer-in-Chief, Public Health, AP, Tadepalli, Guntur District shall take necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ANIL KUMAR SINGHAL
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
The Engineer-in-Chief, Public Health, Tadepalli.
The individual **through** Engineer-in-Chief, Public Health, Tadepalli.
Copy to :-
The Accountant General, AP, Vijayawada.
The General Administration (Ser.C) Department.
The OSD to Hon' ble Minister (MA&UD).
The PS to Spl.CS., MA&UD Department.
Sf/Sc.

// FORWARDED :: BY ORDER //

SECTION OFFICER